

9-415. Notice of dismissal - non felony case.

*[For use with Magistrate Court Rule 6-506,
Metropolitan Court Rule 7-506 and
Municipal Court Rule 8-506]*

STATE OF NEW MEXICO
[COUNTY OF _____]
[CITY OF _____]
_____ COURT

[STATE OF NEW MEXICO]
[CITY OF _____]

v.

No. _____

_____, Defendant

NOTICE OF DISMISSAL

The complaint filed in this case is dismissed without prejudice.

Prosecutor or complainant

CERTIFICATE OF SERVICE

I hereby certify that on this ____ day of _____, _____ this notice was

[mailed by United States mail, postage prepaid, and addressed to:

Name: _____

Address: _____

City, State
and zip code: _____]

[faxed by _____ (*name of person who faxed*) to the defendant. The transmission was reported as complete and without error. The time and date of the transmission was _____ [a.m] [p.m] on _____ (*date*).]

[e-mailed to _____ (*name of person who transmitted*) to _____ at _____ (*electronic address of recipient*) which address is on file with the clerk of the Supreme Court. The transmission was successful. The time and date of the transmission was _____ [p.m] [a.m] on _____ (*date*).]

Signature of attorney

Date of signature

If this notice was served by a person other than an attorney, the following must also be completed and filed with the court:

AFFIDAVIT OF SERVICE

I declare under penalty of perjury that a copy of this notice of dismissal was served by [mail] [fax] [electronic transmission] as described above on this ____ day of _____, _____:

Signature of person who made service

Subscribed and sworn to before me

this ___ day of _____, _____.

Judge, notary or other officer
authorized to administer oaths

Official title

USE NOTE

This form may be used to dismiss or *nolle prosequi* a non-felony case without prejudice.
Use Criminal Form 9-415A NMRA for felony cases.

[As amended, effective August 1, 1999.]